

3530. Adulteration of canned peas. U. S. v. 4 Cases of Canned Peas. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 5465. I. S. No. 5286-h. S. No. 2037.)

On or about December 8, 1913, the United States attorney for the Western District of Tennessee, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 4 cases, each containing 100 cans of peas, remaining unsold in the original unbroken packages at Memphis, Tenn., alleging that the product had been shipped from the State of New York into the State of Tennessee, the shipment having been received on or about October 3, 1913, and charging adulteration in violation of the Food and Drugs Act. The product was labeled: "Average net weight 13 oz. Jumel Brand, Very Fine Peas, Colored with sulphate of copper — Packed in Belgium."

Adulteration of the product was alleged in the libel for the reason that the product consisted in part of an added poisonous and deleterious substance, to wit, copper and [a] sulphate of copper, which is poisonous and deleterious.

On May 27, 1914, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

CARL VROOMAN, *Acting Secretary of Agriculture.*

WASHINGTON, D. C., *January 13, 1915.*